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Noteholders*

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:	Case No. 22-14422-nmc
MUSCLEPHARM CORPORATION,	Chapter 11 __
Debtor.	Date: January 13, 2023 Time: 9:30 a.m.

**AMENDED¹ DECLARATION OF MARK M. WEISENMILLER IN SUPPORT OF
JOINDER TO EMERGENCY MOTION FOR ENTRY OF INTERIM AND FINAL
ORDERS: (I) AUTHORIZING DEBTOR TO OBTAIN POST-PETITION FINANCING,
(II) GRANTING PRIMING LIENS AND ADMINISTRATIVE EXPENSE CLAIMS,
(III) AUTHORIZING THE DEBTOR'S USE OF CASH COLLATERAL,
(IV) MODIFYING THE AUTOMATIC STAY, AND (V) GRANTING RELATED RELIEF**

I, Mark M. Weisenmiller, make this Declaration under 28 U.S.C. § 1746 and declare as follows:

1. I am over the age of eighteen (18) years and competent to testify to the matters asserted herein.

2. I am an attorney at Garman Turner Gordon LLP ("GTG"), counsel for Empery Tax Efficient, LP, in its capacity as collateral agent (in such capacity, "Empery") with respect to the *Original Issue Discount Senior Secured Notes dated as of October 13, 2021* (as amended, restated,

¹ This amendment is necessary to include the Exhibits 1 and 2, attached hereto.

1 supplemented or otherwise modified from time to time, the “October Notes”) and *Original Issue*
 2 *Discount Senior Secured Notes dated as of June 10, 2022* (as amended, restated, supplemented or
 3 otherwise modified from time to time, the “June Notes” and, together with the October Notes, the
 4 “Notes”) in each case issued by MusclePharm Corporation, a Nevada corporation (the “Debtor”) in
 5 the above-captioned Chapter 11 case (the “Chapter 11 Case”). As such, I have personal knowledge
 6 of the facts stated in this Declaration, except where stated upon information and belief, and as to
 7 facts stated upon information and belief, I am informed of those facts and believe them to be true.
 8 If called upon to testify as to the matters herein, I could and would do so.

9 3. I submit this Declaration for all permissible purposes under the Federal Rules of
 10 Civil Procedure and Rules of Evidence in support of the Empery’s *Joinder to Emergency Motion*
 11 *for Entry of Interim and Final Orders: (i) Authorizing Debtor to Obtain Post-Petition Financing,*
 12 *(ii) Granting Priming Lines and Administrative Expense Claims, (iii) Authorizing the Debtor’s use*
 13 *of Cash Collateral, (iv) Modifying the Automatic Stay, and (v) Granted Related Relief (“Joinder”).*

14 4. Attached hereto as **Exhibit 1** is a true and correct copy of White Winston Select
 15 Asset Fund Series Fund MP-18, LLC’s Schedule 13D.

16 5. Attached hereto as **Exhibit 2** is a true and correct copy of correspondence addressed
 17 to counsel for Ryan Drexler, dated January 12, 2023.

18 I declare under penalty of perjury under the laws of the United States of America that the
 19 foregoing is true and correct.

20 Executed this 12th day of January 2023.

21 /s/ Mark M. Weisenmiller
 22 MARK M. WEISENMILLER
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